

Current Bill Status

HB1001
ATOD/TS **State Budget**
B Bauer, W Cochran
Ways and Means

Appropriates state money for the biennium beginning July 1, 2001 and ending June 30, 2002. Includes provisions regarding use of the tobacco settlement funds

HB1006
ATOD **Methamphetamine and its precursors**
Brian Hasler
Courts and Criminal Code

Methamphetamine and its precursors. Specifies that a violation of the rules of the state chemist concerning agricultural ammonia is a Class C infraction. Makes the criminal penalties for offenses relating to methamphetamine equivalent to the penalties for offenses relating to methamphetamine equivalent to the penalties for offenses relating to cocaine. Makes conforming changes. Makes it a Class D felony to: (1) store or transport anhydrous ammonia in violation of a law governing anhydrous ammonia equipment; (2) commit criminal mischief that damages equipment used to store, handle, or transport anhydrous ammonia; (3) commit criminal conversion of anhydrous ammonia or related equipment; or (4) possess anhydrous ammonia if the anhydrous ammonia is possessed with the intent to manufacture methamphetamine. Makes possession of anhydrous ammonia or two or more chemical reagents or precursors with intent to manufacture methamphetamine a Class C felony if the substances are possessed on a school bus or within 1,000 feet of a school, family housing project, or public park. Exempts a person from civil liability that results from the theft or criminal conversion of anhydrous ammonia or a container for anhydrous ammonia. *A recommendation of the Indiana State Police (ISP) as well as the Commission. This bill is being amended into HB1892, the Governor's omnibus bill to address enforcement issues related to the methamphetamine dilemma. This bill was heard in committee Jan 31. It will be on the committee's agenda for next week.*

HB1009
TS **Passengers in open truck beds.**
G Cook, M Kruzan, Wm. Ruppel, J Ulmer, J Atterholt
Roads and Transportation

Passengers in open truck beds. Makes it a Class C infraction to operate a truck while a person less than 18 years of age is in the open bed of the truck. Makes exceptions for parades, certain farm operations, and certain trucks equipped with safety belts and attached seats in the truck bed. *Amendments covering 12 years and younger were made at second reading. The bill passed the House 90-4.*

HB1014
ATOD **Offenses relating to methamphetamine**
Michael Dvorak
Courts and Criminal Code

Offenses relating to methamphetamine. Makes criminal penalties for offenses relating to methamphetamine equivalent to criminal penalties for offenses relating to cocaine. Makes conforming changes to other statutes relating to cocaine and narcotic drug offenses to incorporate offenses relating to methamphetamine, including: (1) specifying that a juvenile court does not have jurisdiction over a person for allegedly dealing in methamphetamine; (2) providing that if a person commits possessing or dealing in methamphetamine, certain occupational and professional licenses and certifications held by the person may be revoked or suspended; and (3) providing that certain property used by the person to commit the offense may be seized. *ISP/Commission recommendation. This bill is being amended into HB1892, the Governor's omnibus bill to address enforcement issues related to the methamphetamine dilemma.*

HB1036
GAME **Appropriation of local riverboat revenues.**
Vernon G. Smith
Public Policy, Ethics and Veterans Affairs

Appropriation of local riverboat revenues. Requires the Gary city council consider separately each proposed capital project that is financed by riverboat money pledged to bonds, leases, or other obligations. Requires

Current Bill Status

the Gary city council to pass a separate ordinance appropriating riverboat money for each capital project that is financed by riverboat money pledged to bonds, leases, or other obligations.

HB1048 ***Certified ignition interlock devices.***

TS

Cleo Duncan

Courts and Criminal Code

Certified ignition interlock devices. Provides that if a court grants probationary driving privileges to a person who has been convicted twice in a ten year period of operating a vehicle or a motorboat while intoxicated, the person may not operate a motor vehicle unless the motor vehicle is equipped with a functioning certified ignition interlock device. Makes conforming amendments.

HB1064 ***Alcoholic beverages at racetracks.***

ATOD

Vern Tincher

Public Policy, Ethics and Veterans Affairs

Alcoholic beverages at racetracks. Permits a facility that operates a paved track that is used primarily in the sport of auto racing to allow a person to enter its establishment with alcoholic beverages. (Under current law, a person is only permitted to enter with alcoholic beverages if the paved track is more than two miles in length.)

HB1082 ***Alcohol and drug countermeasures fee.***

ATOD/TS

Robert Kuzman

Courts and Criminal Code

Alcohol and drug countermeasures fee. Requires a person who is found to have committed the offense of: (1) operating a tractor-trailer combination or other vehicle recklessly that involved the use of alcohol or a controlled substance; or (2) public intoxication or intoxication upon a common carrier that involved the operation of the vehicle; to pay the \$200 alcohol and drug countermeasures fee. Removes a provision that requires a person's driving privileges to be suspended by a court or the bureau of motor vehicles before the person is required to pay the alcohol and drug countermeasures fee.

HB1086 ***Suspension of driving privileges and imprisonment.***

TS

D Cheney, C Brown, B Hasler, J Thompson,

Courts and Criminal Code

Suspension of driving privileges and imprisonment. Provides that if: (1) a person is sentenced to imprisonment for operating a vehicle or motorboat while intoxicated; (2) the court recommends the suspension of the person's driving privileges; and (3) the fixed term of imprisonment prescribed by law for the offense is less than the period of suspension recommended by the court, the court may recommend that the suspension of the person's driving privileges not commence until after the person completes the person's fixed term of imprisonment. Provides that if: a person is sentenced to imprisonment for operating a vehicle or motorboat while intoxicated; (2) the court recommends the suspension of the person's driving privileges; and (3) the period of suspension recommended by the court is less than the fixed term of imprisonment prescribed by law for the offense, the court may recommend that a period of not more than 30 days of the suspension of the person's driving privileges not commence until after the person completes the person's fixed term of imprisonment.

HB1093 ***Operating a vehicle while intoxicated.***

TS

Richard Bodiker

Courts and Criminal Code

Operating a vehicle while intoxicated. Increases the penalty for operating a motor vehicle while intoxicated and causing serious bodily injury to another person: (1) from a Class D felony to a Class C felony; and (2)

Current Bill Status

from a Class C felony to a Class B felony for two unrelated convictions that occur within a five year period. Increases the penalty for operating a motor vehicle while intoxicated and causing the death of another person: (1) from a Class C felony to a Class B felony; and (2) from a Class B felony to a Class A felony for two unrelated convictions that occur within a five year period. Makes conforming amendments.

HB1132 ***School bus trespass.***
TS **Clyde Kersey**
 Courts and Criminal Code

School bus trespass. Makes it school bus trespass, a Class D felony, for a person to knowingly or intentionally; (1) enter a school bus after having been denied entry by the driver of the school bus, a teacher, or a school official; (2) disrupt or interfere with the driver of a school bus while the driver is operating the school bus; or (3) refuse to leave a school bus after having been asked to leave by the driver of the school bus, a teacher, or a school official. Makes conforming amendments to the criminal trespass statute.

HB1133 ***Contributing to the delinquency of a minor.***
ATOD **Clyde Kersey**
 Courts and Criminal Code

Contributing to the delinquency of a minor. Enhances the penalty for selling or furnishing alcoholic beverages to a minor from a Class C misdemeanor to a Class D felony if the offense results in serious bodily injury to or the death of the minor. Enhances the penalty for contributing to the delinquency of a minor from a Class A misdemeanor to a Class D felony if the offense results in serious bodily injury to or the death of the minor.

HB1137 ***Drug sales near youth programs.***
ATOD **J Day, D Young**
 Courts and Criminal Code

Drug sales near youth programs. Defines "youth program center". Enhances penalties for certain drug offenses committed within 1,000 feet of a youth program center. Makes conforming changes. *Schedule hearing for January 24th. Rep Young added as co-author.*

HB1147 ***Smoking at schools and childcare centers.***
ATOD **B Hasler, V Becker, G Dillon, P Welch**
 Public Health

Smoking at schools and childcare centers. Prohibits smoking at a childcare center or on public school property. Allows smoking at a public school in a ventilated room that is not accessible to students. Prohibits a public school from entering into a contract or an agreement to hold an official school sponsored activity unless the part of the facility that will be used prohibits smoking. Provides penalties for smoking in a facility that is used for an official school sponsored activity when signs prohibiting smoking are conspicuously posted. *Passed committee with amendments to allow smoking out of sight of students. Passed House, 51-43. Senate sponsors: Sens. Gard, Simpson, and Lawson.*

HB1153 ***Practice driving time for permit holders.***
TS **Gary Cook**
 Rules and Legislative Procedures

Practice driving time for permit holders. Provides that before and individual who: (1) is less than 18 years of age; and (2) holds a learner's permit; may take an examination to receive an operator's license, the permit holder must present a statement signed by an individual who supervised the permit holder's practice driving certifying that the permit holder has completed at least 12 hours of practice driving.

HB1177 ***Medically accurate information.***

Current Bill Status

ATOD

Gregory Porter
Public Policy, Ethics, and Veterans Affairs

Medically accurate information. Requires the provision of medically accurate information at the various times that health, AIDS, HIV, or abstinence education is required by statute.

HB1186

Local health maintenance fund.

ATOD

J Day, M Murphy, G Dillon, M Budak, W Moses, G Goeglein
Public Health

Local health maintenance fund. Annually appropriates \$1,500,000 from the Indiana tobacco master settlement fund to the local health maintenance fund for distribution to local boards of health. Adds training, equipment, and research to the list of purposes for which money may be expended from the local health maintenance fund. Makes conforming changes. *Passed both Public Health and Ways & Means Committees. Amended at second reading and passed.*

HB1200

Regulation of inhalants.

ATOD

Dean Young
Courts and Criminal Code

Regulation of inhalants. Adds new substance to the list of prohibited inhalants. Criminalizes operation of a motor vehicle when a person is under the influence of model glue, nitrous oxide, or a prohibited inhalant.

HB1201

Drug testing in the workplace.

ATOD

D Young, R Liggett
Labor and Employment

Drug testing in the workplace. Prohibits an employer, and employment agency, a labor organization, or a joint labor-management committee from using drug testing results: (1) to make hiring decisions; or (2) to take employee disciplinary action, if the only drugs detected are drugs: (1) taken under the supervision of a licensed health care professional; or (2) authorized for use by federal law. *Hearing scheduled in committee on February 13th. Rep Liggett added as a co-author.*

HB1207

Mandatory testing of prisoners.

ATOD

William Crawford
Courts and Criminal Code

Mandatory hepatitis C and HIV testing of prisoners. Provisions include requirements for the department of correction to file an annual report regarding certain statistical information regarding hepatitis C and HIV tests with the executive director of the legislative services agency and that consent of the individual tested is not required. (The introduced version of this bill was prepared by the corrections matters evaluation committee.)

HB1266

Nonsmoking break rooms for employees

ATOD

Vern Tincher
Labor and Employment Committee

Nonsmoking break rooms for employees. Provides that if an enclosed employee lounge or break room is provided or made available to employees by an employer, it must be designated and posted as a nonsmoking area. Provides that if more than one enclosed employee lounge or break room is provided for employees by an employer, there must be at least the same number of enclosed nonsmoking employee lounges or break rooms as those in which smoking is permitted. Provides that a person who smokes in an enclosed employee lounge or break room that is posted and designated as a nonsmoking area commits a Class B infraction, and enhances the penalty to a Class A infraction in some circumstances. Provides that an employer who fails to furnish nonsmoking areas in the manner prescribed commits a Class A infraction.

Current Bill Status

HB1269 ***Liquor sales in city parks.***

ATOD

Duane Cheney

Rules and Legislative Procedures

Liquor sales in city parks. Allows the department of parks and recreation in Portage to permit the retail sales of alcoholic beverages in the city's park and recreation facilities. Provides that these sales may include the carryout sale of alcoholic beverages if the governing board of the department of parks and recreation first applies for and secures the necessary permits required under IC 7.1.

HB1275 ***Loss of driving privileges for drug offenses.***

ATOD

James Buck

Courts and Criminal Code

Contains provisions to allow for loss of driving privileges for drug offenses.

HB1281 ***Wine connoisseur's permit.***

ATOD

Robert Kuzman

Public Policy, Ethics, and Veteran's Affairs

Wine connoisseur's permit. Establishes a wine connoisseur's permit and makes several provisions regarding that permit including making it a Class A misdemeanor penalty for any violation of the wine connoisseur's permit law.

HB1311 ***Historic district alcoholic beverage permits.***

ATOD

James Bottorff

Public Policy, Ethics, and Veteran's Affairs

Historic district alcoholic beverage permits. Provides that retailer's permits issued to proprietors of restaurants located on the National Register of Historic Places or in a historical district are not subject to quotas on the issuance of permits. Makes a technical correction.

HB1316 ***Beer keg identification markers and receipts.***

ATOD

Dennis Kruse

Public Policy, Ethics, and Veterans Affairs

Beer keg identification markers and receipts. Requires a person who sells a keg of beer for consumption at a place other than a licensed premise to attach to the keg an identification marker that enables the identification and tracing to the seller. Requires a person who purchases a keg of beer for consumption at a place other than a licensed premise to sign a receipt for the keg. Authorizes the alcoholic beverage commission to fine or suspend the permit of a person who sells a keg of beer for consumption at a place other than a licensed premises and who fails to place an identification marker on the keg to obtain a signed receipt from the purchaser. Provides that a person other than a permittee who: (1) possesses a keg of beer without an identification marker or with an altered identification marker; or (2) knowingly provides false information on a beer keg purchase receipt; commits a Class A misdemeanor.

HB1318 ***Sale of alcoholic beverages by minors.***

ATOD

Dennis Kruse

Public Policy, Ethics, and Veteran's Affairs

Sale of alcoholic beverages to minors. Prohibits a minor from serving or ringing up a sale of alcoholic beverages. (Under alcoholic beverage laws, a minor is a person less than 21 years of age.)

HB1324 ***Sale of alcoholic beverages in designated areas.***

ATOD

Dennis Kruse

Public Policy, Ethics, and Veterans Affairs

Current Bill Status

Sale of alcoholic beverages in designated areas. Requires a beer retailer, beer dealer, liquor dealer, or wine dealer to sell alcoholic beverages in a designated area separated from the sale of non-alcoholic retail merchandise on the retailer's or dealer's licensed premises. Prohibits minors from entering a designated area and requires an employee, as part of the employee's job responsibilities, to ensure that minors do not enter the designated area.

HB1326 ***Operating a motor vehicle or watercraft while intoxicated***
TS **Dennis Kruse**
 Public Policy, Ethics and Veterans Affairs

Reduces from 0.10% to 0.08% the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated. Contains relevant provisions and conforming amendments.

HB1332 ***Docked riverboat gaming and admissions taxes.***
GAME **Scott Pelath**
 Public Policy, Ethics and Veterans Affairs

Docked riverboat gaming and admissions taxes. Contains relevant provisions for docked riverboat gaming and increases the riverboat admissions tax from \$3 to \$4. Provides that the additional \$1 of the admissions tax must be paid into the property tax replacement fund for the purpose of providing additional homestead credits in each Indiana county.

HB1336 ***Charity gaming license renewals.***
GAME **Scott Pelath**
 Public Policy, Ethics and Veterans Affairs

Charity gaming license renewals. Provides that the fee for renewing a charity gaming license must be based on the qualified organization's total net revenue.

HB1343 ***Tobacco farmer appropriation.***
ATOD **Markt Lytle**
 Ways and Means

Tobacco farmer appropriation. Appropriates to the tobacco farmers and rural community impact fund, from interest earned on money in the Indiana tobacco master settlement agreement fund, a total of \$28.5 million from July 1, 2001 through July 1, 2005.

HB1356 ***Sweepstakes regulation.***
GAME **Cleo Duncan**
 Public Policy, Ethics, and Veterans Affairs

Adds sweepstakes, contests, and prize giveaways to the definition of "promotion" for purposes of the law regulating promotional gifts and contests. Requires disclaimers of actual winning odds for promotions. Repeals a provision exempting certain types of promotions from certain notice requirements.

HB1359 ***Suspension of vehicle registration and plates.***
TS **Woody Burton**
 Courts and Criminal Code

Requires a court to order suspension of the certificate of registration and license plate of a vehicle owned by or registered to a person who is convicted of operating a vehicle while intoxicated whenever the court recommends suspension of the certificate of registration and license plate of a vehicle owned by or registered to a person who is convicted of operating a vehicle while intoxicated if the person does not hold any type of valid driver's license. Requires a person who has had a suspension of registration and license plate to receive

Current Bill Status

a license plate from the bureau of motor vehicles that contains a unique series of letters and numbers that may be identified by a law enforcement officer. Requires the bureau of motor vehicles to maintain a record of any suspensions or revocations of the certificate of registration or license plate of a motor vehicle owned by a person within the operating record for the person. Sets a fee for the reinstatement of vehicle registration.

HB1360 ***Designation of tax refund for cancer research.***
ATOD **B Hasler, V Becker, M Budak, C Brown**
Ways and Means

Provides that a taxpayer may designate all or part of the taxpayer's state income tax refund to be paid over to the Indiana health care trust fund for cancer research. *Bill scheduled for a hearing on February 14th.*

HB1366 ***Methamphetamine.***
ATOD **Jonathan Weinzapel**
Courts and Criminal Code

Makes it a Class A misdemeanor to store or transport anhydrous ammonia in a container or with appurtenances that violate a law governing anhydrous ammonia equipment. Makes the criminal penalty for dealing in methamphetamine equivalent to the penalty for dealing in cocaine. Makes conforming changes to other statutes relating to methamphetamine. Makes possession of anhydrous ammonia a Class D felony if the anhydrous ammonia is possessed with the intent to manufacture methamphetamine. Makes possession of anhydrous ammonia or two or more chemical reagents or precursors with intent to manufacture methamphetamine a Class C felony if the substances are possessed on a school bus or within 1,000 feet of a school, family housing project, or public park. Provides an appropriation to the state chemist to contract for research to find a form of agricultural anhydrous ammonia that is inert for the purposes of making methamphetamine. *ISP/Commission recommendation. This bill is being amended into HB1892, which is a part of the Governor's package.*

HB1370 ***Delivery of alcoholic beverages.***
ATOD **M Whetstone, R Kuzman**
Public Policy, Ethics and Veterans Affairs

Amends the definition of alcoholic beverage "salesman" to exempt an Internet based consumer marketing service that promotes alcoholic beverage sales, other than beer sales, only through licensed Indiana wholesalers, dealers, and retailers. Removes a provision that allows a wine wholesaler to sell and deliver wine to a consumer's residence in permissible containers that does not exceed 50 gallons at any one time. Allows a liquor dealer to deliver an unlimited quantity of liquor to a customer's residence or office. (Current law limits the quantity a liquor dealer may deliver to a customer's residence or office to 12 quarts at any one time.) Allows a wine dealer to sell an unlimited quantity of wine. (Current law limits the quantity that a wine dealer may sell to not more than 12 quarts at any one time.) Allows a wine dealer that holds a liquor permit to sell and deliver wine in permissible containers to a customer's residence or office.

HB1373 ***Advertising signs for alcoholic beverages.***
ATOD **M Whetstone, R Kuzman**
Public Policy, Ethics and Veterans Affairs

Eliminates the prohibition against an alcoholic beverage primary source of supply or a wholesaler selling or giving an illuminated advertising sign to a retail or dealer permittee. Eliminates the prohibition against a retail or dealer permittee being the recipient of an illuminated advertising sign.

HB1374 ***Interstate speed limit.***
TS **M Whetstone, D Crooks**
Roads and Transportation

Current Bill Status

Increases the speed limit from 65 miles per hour to 70 miles per hour on interstate highways outside urbanized areas with a population of at least 50,000.

HB1381 ***Mental health insurance coverage.***

ATOD

S Crosby, G Goeglein

Insurance, Corporations and Small Business

Includes services for substance abuse within the definition of "coverage of services for mental illness", for purposes of the law prohibiting the application of treatment limitations or financial requirements to coverage of services for mental illness if similar limitations or requirements do not apply to the coverage of services for other medical or surgical conditions. (The introduced version of this bill was prepared by the Indiana commission on mental health.) *Commission recommendation. Bill amended in committee to apply only to state employee insurance coverage. Passed out of committee, 10-3. Referred to Ways & Means Committee. Rep Goeglein added as co-author.*

HB1391 ***School building renovation and improvement.***

GAME

John Day

Ways and Means

Establishes a school building renovation and improvement grant program to provide funding for the renovation and improvement of public elementary or secondary school buildings that are at least 50 years of age. Provides that \$10,000,000 of surplus lottery funds shall be transferred annually to the fund. Specifies that at least 10% of the money appropriated from the state and local projects account of the build Indiana fund to the budget agency for local projects must be used for local school projects involving the renovation or improvement of Indiana public elementary or secondary schools that are at least 50 years of age.

HB1422 ***Disciplinary proceedings of the gaming commission.***

GAME

B. Patrick Bauer

Public Policy, Ethics and Veterans Affairs

Provides that the Indiana gaming commission may not enter a settlement agreement to dispose of a disciplinary proceeding that requires a licensee or an employee of a licensee to pay money to the commission other than a civil penalty that is permitted by law and deposited in the state gaming fund. Provides that the Indiana gaming commission may not enter a settlement agreement to dispose of a disciplinary proceeding that requires a licensee or an employee of a licensee to pay money to any entity other than the commission.

HB1435 ***Contract carriers transporting railroad employees.***

TS

Linda Lawson

Road and Transportation

Adds new license and safety standards for contract carriers that transport railroad employees. Makes conforming changes.

HB1444 ***Revocation of minor's financial responsibility.***

TS

D. Grubb, D Mock, E Turner

Judiciary

Specifies that the order of priority for the acceptance of financial liability for a minor who receives a driver's license or permit is: (1) a parent with custody; (2) a guardian with custody; (3) an employer; or (4) any other responsible individual. Provides that an individual who has not accepted financial liability for a minor who receives a driver's license or permit but is higher in priority may file a verified written request that the permit or license be canceled with the bureau of motor vehicles.

HB1445 ***Income tax relief for tobacco farmers.***

TS

Markt Lytle

Current Bill Status

Ways and Means

Provides that payments received by tobacco farmers, tobacco quota holders, and tobacco growers under Phase II of the National Tobacco Grower Settlement Trust Agreement are exempt from the state gross income and adjusted gross income taxes. Defines "tobacco farmer", "tobacco quota holder", and "tobacco grower".

HB1449 ***Firefighting equipment and grants.***
GAME **Robert Bischoff**
 Ways and Means

Contains provisions concerning the firefighting and emergency equipment fund including a transfer of \$500,000 per month to the grant fund from the lottery and gaming surplus account in the build Indiana fund.

HB1455 ***Sale of alcoholic beverages on Sunday***
ATOD **R Kuzman, W Burton, W Ruppel**
 Public Policy, Ethics, and Veterans Affairs

Allows alcoholic beverages to be sold by alcoholic beverage permittees on Sundays from noon until 12:30 a.m. the following day.

HB1457 ***Cigarette tax.***
ATOD **Brian Hasler**
 Ways and Means

Increases the cigarette tax by \$0.25 per pack. Reduces the distributor's discount for purchasing cigarette tax stamps by an amount proportionate to the increase in the tax rate.

HB1482 ***Operating a vehicle or boat while intoxicated.***
TS **T Goodin, P Welch**
 Public Policy, Ethics, and Veterans Affairs

Reduces from 0.10 % to 0.08% the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated. Contains related provisions and makes conforming amendments.

HB1525 ***Riverboat admissions tax.***
ATOD **B. Patrick Bauer**
GAME **Ways and Means**

Increases the riverboat admissions tax from \$3 to \$4. Establishes the social service assistance fund. Requires the \$1 increase in the admissions tax to be deposited into the social service assistance fund. Requires money in the fund to be allocated in equal shares: (1) to the housing trust fund; (2) for homeless centers; (3) for mental health centers; (4) for addiction services. Provides that public and private entities providing these social services may apply to the budget agency for grants from the fund.

HB1530 ***Payment of ABC fees by credit card.***
ATOD **Cleo Duncan**
 Public Policy, Ethics, and Veterans Affairs

Allows the Indiana alcoholic beverage commission (ABC) to accept payment of permit application and annual license fees by credit card, debit card, bank card, or charge card.

HB1544 ***Youth tobacco issues.***

Current Bill Status

ATOD

Markt Lytle
Public Health

Removes the requirement that specified amounts of the money in the youth tobacco education and enforcement fund be used for specified purposes. Amends the definition of "distribute" for purposes of the youth tobacco laws. Provides a defense that the person who distributed tobacco was the parent of the person who received the tobacco. Allows the Indiana alcoholic beverage commission to retain an attorney to collect civil penalties relating to the sale, distribution, and possession of tobacco products by minors that have been assessed but that have not been paid. Allows the Indiana alcoholic beverage commission to provide alternative words for notices that are required to be posted on vending machines and retail establishments that sell tobacco. Provides that a person may not advertise or cause to be advertised tobacco products on a billboard or an outdoor advertisement where the tobacco advertising occupies an area that exceeds 14 square feet, including any advertisement that functions as a segment of a larger tobacco advertising unit or series. Allows the alcoholic beverage commission to adopt rules to determine how to measure the tobacco advertising on a sign that contains both tobacco product advertising and advertising that is not tobacco related.

HB1548

Appropriation for clinical trials.

ATOD

Daniel Dumezich
Ways and Means

Appropriates \$20,000,000 from the Indiana tobacco master settlement agreement fund to the biomedical technology and basic research trust fund to provide funding for clinical trials to study the use of experimental drugs for the treatment or prevention of human diseases.

HB1550

County welfare finance; state expenditures

GAME

Daniel Dumezich
Ways and Means

Limits increases in state expenditures to an amount based on the increase in inflation and population. Contains provisions restricting governmental expenditures especially concerning child welfare and provides that, beginning in 2000, the auditor of state shall annually transfer \$50,000,000 from the lottery and gaming surplus account to the state welfare replacement fund for purposes of funding children's services.

HB1578

State tax administration and motor vehicles.

TS

W. Cochran, J Denbo
Ways and Means

Contains several provisions including that a driver who commits certain serious traffic violations related to railroad crossings while operating a commercial motor vehicle is disqualified from driving such a vehicle for specified periods.

HB1580

Alcohol server training program.

ATOD

Dennis Kruse
Public Policy, Ethics and Veterans Affairs

Provides that the Indiana alcoholic beverage commission shall establish alcohol server training program. Specifies the subject areas to be covered by the employee training courses. Allows the commission to suspend or revoke an employee's permit or impose a fine for noncompliance with the program. Allows the commission to suspend or revoke a retail permittee's permit or impose a fine for noncompliance with the program. Requires the Indiana alcoholic beverage commission to consider a retail permittee's certification in the program in the mitigation of administrative penalties or fines for an employee's illegal sale or service of an alcoholic beverage to an underage or intoxicated person.

HB1582

Local prohibition of sale of alcoholic beverages.

Current Bill Status

ATOD

Dennis Kruse

Public Policy, Ethics and Veterans Affairs

Allows a local public question to be placed on the ballot concerning whether a township board shall adopt a resolution prohibiting the Indiana alcoholic beverage commission from: (1) issuing new Indiana alcoholic beverage permits to premises within the township; or (2) transferring alcoholic beverage permits from premises located outside the township to premises located within the township. Provides that the resolution does not affect an alcoholic beverage permit issued to premises within the township before the date the resolution was adopted. Requires the Indiana alcoholic beverage commission to suspend processing an application for an new permit for or transfer of a permit to premises located within the township if the commission receives notice that a local public question has been certified. Requires the township board to adopt an ordinance prohibiting the commission from issuing a new permit or transferring an existing permit to a premises located in the township if a majority of the registered voters voting in the election vote in favor or the local public question.

HB1596

Local revenue commitments.

GAME

V Smith, C Brown

Public Policy, Ethics and Veterans Affairs

Contains prohibitions and restrictions concerning the use of riverboat admissions tax or riverboat wagering tax revenue as a pledge for bonds, leases, or other obligations.

HB1597

Alcohol offenses involving minors.

ATOD

V Smith, B Hasler

Public Policy, Ethics and Veterans Affairs

Changes the defenses allowed to a permit holder who is charged with unlawfully furnishing an alcoholic beverage to a minor. Makes it a Class B misdemeanor (instead of a Class C misdemeanor) for a person to recklessly sell, barter, exchange, provide, or furnish an alcoholic beverage to a minor.

HB1604

Tobacco product enforcement.

ATOD

Brian Hasler

Agriculture, Natural Resources and Rural Development

Removes the requirement that specified amounts of the money in the youth tobacco education and enforcement fund be used for specified purposes. Amends the definition of "distribute" for purposes of the youth tobacco laws. Allows the Indiana alcoholic beverage commission to retain an attorney to collect civil penalties relating to the sale, distribution, and possession of tobacco products by minors that have been assessed but that have not been paid. Allows the Indiana alcoholic beverage commission to provide alternative words for notices that are required to be posted on vending machines and retail establishments that sell tobacco.

HB1618

Blood and breath alcohol concentrations.

ATOD

P Welch, C Brown, T Brown, T Goodin, Wm Ruppel, D Kruse, P Turner

Public Policy, Ethics and Veterans Affairs

Reduces the 0.10% to 0.08% the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated. Reduces the range of percentages of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute relevant evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated from at least 0.05% but less than 0.10% to at least 0.05% but less than 0.08%. Makes conforming amendments. *Commission/Council recommendation. Several co-authors added. Passed the House, 89-6.*

Current Bill Status

HB1638 *Alcoholic beverage commission.*

ATOD

Robert Kuzman

Public Policy, Ethics and Veterans Affairs

Changes the name of the alcoholic beverage commission to the alcohol and tobacco commission. Provides for resolving a tie vote of the commission. Establishes experience requirements for the superintendent of law enforcement officers. Allows a permittee to give notice of an application by placing a sign on the affected property in some circumstances. Allows the commission to accept payment by credit card, money order, or electronic transfer. Allows an Internet company to obtain a salesman's permit. Prohibits the issuance of an employee's permit to certain persons convicted of operating while intoxicated. Allows express hotels to sell alcoholic beverages. Allows the hotels to set different prices for alcoholic beverages served in different restaurants in the same hotel complex. Revises the fee schedule for permits. Allows the wine dealers to make home deliveries of wine. Increases criminal penalties. Imposes interest, a late payment penalty, and the reasonable costs of collection on a person who fails to make a timely payment of an infraction payable to the youth tobacco education and enforcement fund. Makes it a Class C infraction for a person to purchase tobacco for a minor. Allows certain tobacco notices to have alternative language approved by the commission. Makes other changes. *Hearing scheduled for February 14th.*

HB1652 *Riverboat tax exemption.*

GAME

Earl L. Harris

Ways and Means

Provides a partial use tax exemption for riverboat assessed as real property under the real property assessment law. Allows claims for refunds on use taxes paid since 1996.

HB1698 *Income tax credits for new health care workers.*

ATOD

Gloria Goeglein

Ways and Means

Allows certain new health care workers a state tax credit against the health care worker's adjusted gross income tax liability. Provisions include that money be transferred from the tobacco settlement fund to the state general fund in an amount equal to the total tax credits allowed for the previous fiscal year.

HB1715 *Lottery funds for the Indiana heritage trust.*

GAME

Jeffery Espich

Ways and Means

Provides that \$15,000,000 of surplus lottery funds shall be transferred annually to the Indiana heritage trust fund.

HB1717 *Research and technology funding.*

GAME

Jeffery Espich

Ways and Means

Establishes the university partnership for strategic assistance to research and technology fund. Includes a provision that would transfer \$24 million from lottery and gaming surpluses for this purpose.

HB1729

ATOD/GAME

Gambling

M Lytle, W Friend

Ways and Means

Gambling. This bill contains numerous provisions regarding gaming in Indiana including a requirement that the Indiana gaming commission adopt rules to enhance programs for the prevention and treatment of problem gambling. It also requires an additional \$1 admissions fee to be deposited into the social services assistance fund. This fund is designated for four areas including addiction services. *This bill passed out of the House 57-43.*

Current Bill Status

HB1737
ATOD/TS

Drunk driving
M Kruzan, D Kruse, P Welch, T Goodin
Public Policy, Ethics and Veterans Affairs

Establishes the crime of operating while intoxicated with at least one child under the age of 18 in the vehicle. Makes the offense a nonsuspendable Class D felony. Provides that a person whose license was suspended following a conviction of operating while intoxicated with at least one child in the vehicle, operating while intoxicated with one previous conviction, and operating with an alcohol concentration greater than .15 percent may not obtain a probationary license. Requires lifetime license suspension for persons convicted of operating while intoxicated causing death and for a third or subsequent operating while intoxicated conviction. Reduces the availability of hardship license for persons with lifetime license suspensions. Increases mandatory jail time for various alcohol offenses.

HB1781
ATOD ***Alcohol and controlled substances.***
E Harris, R Kuzman, G Porter
Courts and Criminal Code

Specifies that it is a Class B misdemeanor for a person to be: (1) in a public place or a place of public resort; or (2) in or upon public transportation or in a depot, station, or airport; in a state of intoxication caused by the person's use of alcohol and or a controlled substance. Requires a person to pay the \$200 alcohol and drug countermeasures fee if: (1) the person is found to have committed the offense of operating a tractor-trailer combination or other vehicle recklessly and the person's offense involved the use of alcohol or a controlled substance; or (2) the person is found to have committed the offense of public intoxication or intoxication upon a common carrier and the person's offense involved the operation of a vehicle. Removes a provision that requires a person's driving privileges to be suspended by a court or the bureau of motor vehicles before the person is required to pay the alcohol and drug countermeasures fee. *Amended to cover "crimes, infractions, and delinquent acts" in committee and passed out of committee, 11-0.*

HB1794
ATOD ***Alcohol server training***
R Cherry
Public Policy, Ethics and Veterans Affairs Committee

Establishes an optional server training program that may be certified by the alcoholic beverage commission if certain criteria are met. Defines "server training program." Establishes criteria that a teacher of a server training program must meet in order to be approved by the commission. Requires certified server training programs to keep records and make reports to the commission. Allows the commission prosecutor to take into consideration as mitigating factors whether an individual: (1) has completed a certified server training program; or (2) has been licensed for less than five months; in prosecuting the employee for a violation of a commission rule.

HB1838
GAME ***Property tax assessments of riverboats***
Paul J. Robertson
Ways and Means

Prohibits the application of obsolescence in the assessment of a riverboat for property tax purposes.

HB1813
ATOD ***Mental health***
Susan Crosby
Public Health

Current Bill Status

Changes the name of the division of mental health to the division of mental health and addiction. Amends the definition of “managed care provider.” *Rescheduled hearing in committee on February 14th.*

HB1842 *Tobacco settlement funds*

**ATOD Charlie Brown
Public Health**

Converts certain existing trust funds to accounts within the Indiana tobacco master settlement agreement fund. Makes conforming changes.

HB1870 *Prescription drug fund*

**ATOD C Brown, G Dillon
Ways and Means**

Appropriates \$20 million to the Indiana prescription drug fund from the Indiana tobacco master settlement agreement fund. Adds two members to the Indiana prescription drug advisory committee and provides that the legislative members of the committee are voting members.

HB1877 *Community treatment enrollment fund*

**ATOD S Crosby, G Goeglein
Rules and Legislative Procedure**

Provides the method for the division of mental health to distribute money that is appropriated for community treatment programs for: (1) seriously mentally ill adults; (2) seriously emotionally disturbed children; and (3) substance abuse.

HB1892 *Methamphetamines*

**ATOD M Dvorak, B Hasler, J Weinzapfel, D Yount
Courts and Criminal Code**

Makes the criminal penalties for offenses relating to methamphetamine equivalent to the penalties for offenses relating to cocaine. Makes conforming changes to other statutes relating to cocaine and narcotic drug offenses to incorporate offenses relating to methamphetamine. Imposes a Class D felony for manufacturing drugs on property where a child resides. Increases the criminal penalty for possessing precursors when the offender possess a firearm. Permits a law enforcement agency to dispose of chemical waste used in the production of illegal drugs. Imposes a Class D felony for the dumping of chemical drug waste. *ISP/ Commission recommendation. This bill will become the methamphetamine omnibus bill for the Governor's office. Testimony was first heard in committee on Jan 31. The chair appointed Rep. S Mellinger to convene a subcommittee to compile an inclusive proposal for a hearing scheduled on February 14th.*

HB1954 *Involuntary manslaughter by vehicle*

**TS/ATOD David Yount
Courts and Criminal Code**

Provides that involuntary manslaughter is a Class C felony when the killing results from a person's operation of a vehicle while the person was intoxicated or under the influence of alcohol or a controlled substance

HB1955 *Dealing in methamphetamine.*

**ATOD David Yount
Courts and Criminal Code**

Provides that a person who: (1) knowingly or intentionally manufactures or delivers methamphetamine; or (2) possesses with intent to manufacture or deliver methamphetamine commits dealing in methamphetamine, a

Current Bill Status

Class B felony. Makes the offense a Class A felony if: (1) the amount of the drug involved weighs three grams or more; (2) the person delivered the drug to a person less than 19 years of age at least three years junior to the person; or (3) the person delivered the drug on a school bus or in, on, or within 1,000 feet of school property, a public park, or a family housing complex. Provides that a person who knowingly or intentionally: (1) purchases, rents, or otherwise procures chemicals, supplies, equipment, or a laboratory location; or (2) sets up equipment or supplies with the intent to illegally manufacture methamphetamine commits illegal operation of a methamphetamine laboratory, a Class C felony. Adds the offense of dealing in methamphetamine to conform with other statutes that concern dealing in cocaine, narcotic drugs, and other controlled substances including: (1) specifying that a juvenile court does not have jurisdiction over a person for allegedly dealing in methamphetamine; (2) providing that, if a person commits dealing in methamphetamine, certain occupational and professional licenses and certifications held by the person and certain motor vehicle licenses and registrations held by the person may be revoked or suspended; and (3) providing that certain property used by the person to commit the offense may be seized. *This bill will be amended into HB1892.*

HB2063 ***Ban on bidi cigarettes***
ATOD **Jeb Bardon**
 Courts and Criminal Code

Prohibits a person from knowingly selling, distributing, or giving a bidi cigarette to another person. Provides that a violation is a Class C infraction and a subsequent violation is a Class B infraction.

HB2129 ***Alcohol server training program***
ATOD **S Klinker, R Kuzman, R Alderman, C Duncan**
 Public Policy, Ethics and Veterans Affairs

Alcohol server training program. Provides that the Indiana alcoholic beverage commission shall establish an alcohol server training program. Specifies the subject areas to be covered by the employee training courses. Allows the commission to suspend or revoke an employee's permit or impose a fine for noncompliance with the program. Allows the commission to suspend or revoke a retail permittee's permit or impose a fine for noncompliance with the program. Requires the Indiana alcoholic beverage commission to consider a retail permittee's certification in the program in the mitigation of administrative penalties or fines for an employee's illegal sale or service of an alcoholic beverage to an underage or intoxicated person.

HB2138 ***Driver's license suspension for minors who smoke***
ATOD **J Thompson, V Smith**
 Courts and Criminal Code

Driver's license suspension for minors who smoke. Provides that if after June 30, 2003, a minor born after June 30, 1987, is found to have purchased tobacco, accepted tobacco for personal use, or possessed tobacco on the minor's person, a court may order the minor's driver's license suspended for up to one year. Provides that if a minor has an infraction judgment for tobacco purchase, accepting tobacco for personal use, or possessing tobacco on the minor's person, and the minor does not hold an operator's license or a learner's permit, the court may order that the minor may not receive an operator's license or a learner's permit from the bureau of motor vehicles for at least six months after the earliest date that the minor would be eligible to receive a permit from the bureau of motor vehicles. Provides that upon receipt of a court order following an infraction judgment against a minor for tobacco purchase, accepting tobacco for personal use, or possessing tobacco on the minor's person, the bureau of motor vehicles shall suspend the minor's driver's license for the period ordered by the court.

HB2140 ***Detention of minors violating alcohol laws***

Current Bill Status

ATOD

J Thompson, R McClain
Courts and Criminal Code

Detention of minors violating alcohol laws. Provides that a child alleged to be a delinquent child for violating the laws concerning minors and alcoholic beverages may be placed in a juvenile detention facility for up to 48 hours.

SB04

TS

Automated traffic law enforcement systems.

K Adams, T Wyss, C Meeks, A Craycraft

Transportation and Interstate Cooperation

Relocates the definition of "traffic control device" for the purpose of the motor vehicle code. Defines "automated traffic control device" for purposes of the motor vehicle code. Defines "automated traffic law enforcement system" as a device that has one or more motor vehicle sensors working in conjunction with a traffic control signal with steady red indication or illuminated flashing red light that produces a photographically recorded image of a motor vehicle proceeding through an intersection. Also defines "traffic control signal". Allows a local authority to adopt and enforce an ordinance under which the owner of a motor vehicle commits a violation when an automated traffic law enforcement system produces a recorded image of the motor vehicle proceeding through the intersection contrary to the requirement to stop at a red light. Establishes certain defenses that may be raised in a proceeding to enforce an ordinance concerning automated traffic law enforcement systems. Makes conforming changes. *Passed out of the Senate, 35-14. House sponsors: Reps Cook and Wolkins.*

SB08

TS

Blood and breath alcohol concentrations.

Thomas Wyss

Public Policy

Reduces from 0.10% to 0.08% the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute prima facie evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated. Reduces the range of the percentage of alcohol concentration equivalent in a person's blood or breath that is necessary to constitute relevant evidence of intoxication in a prosecution for operating a motor vehicle or watercraft while intoxicated (from at least 0.05% but less than 0.10% to at least 0.05% but less than 0.08%). Makes conforming amendments. *Commission/Council recommendation. At second reading, four amendments were proposed and all were defeated. The bill passed out of the Senate, 42-8. House sponsor: Rep. P Welch. House co-sponsors are Reps. C Brown, T Brown and T Goodin.*

SB047

GAME

Charitable gambling.

Vi Simpson

Public Policy

Permits a bond fide veterans organization to pay workers at the organization's charity gaming events. Permits a bona fide veterans organization to hire nonmembers to work at the organization's charity gaming events.

SB070

GAME

School retirement plans.

R Jackman, J Harrison, T Lubbers, A Bowser, A Craycraft, C Sipes

Pensions and Labor

Contains provisions related to school retirement plan. Including a provision to transfer money from the administrative trust fund of the lottery to make the distributions. *Passed out of committee, 9-0, and referred to the Finance committee. Sens. Bowser, Craycraft and Sipes were added as co-authors.*

SB096

ATOD

Alcoholic beverage retail permits.

Ron Alting

Governmental and Regulatory Affairs

Current Bill Status

Provides that in the case of a municipal annexation, the alcoholic beverage commission may only reclassify a retailer's permit in the former unincorporated territory as a permit inside the municipality if the permittee has actually conducted a retail business at the site for two consecutive years. *Bill scheduled for a hearing on February 14th.*

SB097

Curfew law.

TS

T Lanane, D Ford, L Kenley, J Merritt

Judiciary

Makes exceptions for circumstances under which the curfew restrictions would not apply to a child who is: (1) accompanied by certain adults; or (2) participating in, going to, or returning from unlawful employment or a school sanctioned activity. Provides that it is a defense to a curfew violation if a child was engaged in an activity protected by federal or state law, including the free exercise of religion, freedom of speech, and the right of assembly. Provides that the defense applies only if the child engaged in the activity with the consent of the child's parent, guardian, or custodian. Provides that these new provisions to the curfew law expire on July 1, 2002. Repeals a current curfew law provision and reinstates the same language contained in the provision on July 1, 2002. Makes a conforming amendment. (The introduced version of this bill was prepared by the interim study committee on juvenile and restorative justice.) *This bill passed out of committee and passed the Senate, 47-1. House sponsors: Rep Budak, Dvorak, and Turner.*

SB101

Prohibit distribution of nitrous oxide to minors.

ATOD

T Lanane, C Meeks

Corrections and Criminal and Civil Procedures

Prohibit distribution of nitrous oxide to minors. Provides that a person who distributes nitrous oxide to an individual less than 18 years of age commits a misdemeanor. *Amended in committee and passed out, 7-0. Passed 2nd reading.*

SB114

Methamphetamine

ATOD

R Bray, M Blade, JM Clark

Judiciary

Methamphetamine. Makes the criminal penalties for offenses relating to methamphetamine equivalent to the penalties for offenses relating to cocaine. Makes conforming changes to other statutes governing cocaine and narcotic drug offenses to incorporate offenses relating to methamphetamine, including: (1) specifying that a juvenile court does not have jurisdiction over a person for allegedly dealing in methamphetamine; (2) providing that if a person commits possessing or dealing in methamphetamine, certain occupational and professional licenses and certifications held by the person may be revoked or suspended; and (3) providing that certain property used by the person to commit the offense may be seized. *ISP/Commission recommendation. The bill is part of the Governor's recommendations to the General Assembly. This bill was heard in committee on Jan 31st. Amendments were presented and discussed. The bill continues to be under consideration by the committee.*

SB132

Operating with a suspended or revoked license.

TS

Howard "Luke" Kenley

Judiciary

Operating with a suspended or revoked license. Amends the statute imposing an enhanced penalty for a second or subsequent violation of operating a motor vehicle with a suspended or revoked driver's license or permit to specify that the condition for the enhanced penalty is that less than ten years have elapsed between: (A) the date on which a judgement was entered against the person for a prior unrelated violation; and (B) the date on which the person committed the second or subsequent violation.

SB179

Funding for state parks.

GAME

Howard "Luke" Kenley

Finance

Current Bill Status

Funding for state parks. Provides that after the transfer of surplus lottery revenue is made for motor vehicle excise tax replacement purposes, 10% of the money remaining in the lottery and gaming surplus account is transferred to the state park improvement account. Provides that money in the account may be used only for funding improvements to state park campground facilities and lodges and the operation of recreational programs in state parks.

SB193 ***Operating a vehicle while intoxicated.***

TS

A Paul, F Mvran

Corrections and Criminal and Civil Procedures

Operating a vehicle while intoxicated. Increases the penalty for operating a motor vehicle while intoxicated and causing serious bodily injury to another person; (1) from a Class D felony to a Class C felony; and (2) from a Class C felony to a Class B felony for two unrelated convictions that occur within a five year period. Increases the penalty for operating a motor vehicle while intoxicated and causing the death of another person: (1) from a Class C felony to a Class B felony; and (2) from a Class B felony to a Class A felony for two unrelated convictions that occur within a five year period. Makes conforming amendments. *Passed committee, but failed to pass the Senate, 24-25. Sen. Mvran added as co-author.*

SB211 ***Local prohibition of sale of alcoholic beverages.***

ATOD

K Adams, M Riegsecker

Governmental and Regulatory Affairs

Local prohibition of sale of alcoholic beverages. Allows a local public question to be placed on the ballot concerning whether a township shall adopt a resolution prohibiting the Indiana alcoholic beverage commission from: (1) issuing new Indiana alcoholic beverage permits to premises within the township; or (2) transferring alcoholic beverage permits from premises located outside the township to premises located within the township. Provides that the resolution does not affect an alcoholic beverage permit issued to premises within the township before the date the resolution was adopted. Requires the Indiana alcoholic beverage commission to suspend processing an application for a new permit for or transfer of a permit to premises located within the township if the commission receives notice that a local public question has been certified.

SB244 ***Health data base and EQSC extension.***

ATOD

Beverly J. Gard

Rules and Legislative Procedures

Health data base and EQSC extension. Includes several provisions including a requirement for the commission to study and make recommendations for the improvement of the state's geographical information data bases and to oversee the creation and administration of a health information data base pilot program, that the health data base pilot program is to identify statewide disease trends, local disease trends, and gaps in available health information. Beginning in July 2003, annually appropriates \$1,000,000 from the Indiana tobacco master settlement agreement fund to the SDH for staffing and maintaining the cancer registry.

SB249 ***Methamphetamines***

ATOD

J. Murray Clark

Judiciary

Methamphetamines. Makes the criminal penalties for offenses relating to methamphetamine equivalent to the penalties for offenses relating to cocaine. Makes conforming changes to other statutes relating to cocaine and narcotic drug offenses to incorporate offenses relating to methamphetamine, including: (1) specifying that a juvenile court does not have jurisdiction over a person for allegedly dealing in methamphetamine; (2) providing that if a person commits possessing or dealing in methamphetamine, certain occupational and professional licenses and certifications held by the person may be revoked or suspended; and (3) providing that certain property used by the person to commit the offense may be seized.

Current Bill Status

SB250
ATOD
Neighborhood impact statements.
J. Murray Clark
Judiciary

Neighborhood impact statements. Authorizes a prosecuting attorney, in a prosecution involving a controlled substance offense, to prepare and submit to the sentencing court a neighborhood impact statement describing the effect of the controlled substance offense upon the neighborhood in which it was committed. Require the court to consider the neighborhood impact statement when determining what sentence to impose for the controlled substance offense. Describes the components of a neighborhood impact statement.

SB270
ATOD
Biomedical technology and research trust fund.
L Borst, V Simpson
Finance

Deletes an incorrect statement of the purpose of the fund. *Passed out of the Senate, 49-0. Sen. Simpson added as co-author. House sponsors: Rep. C Brown.*

SB280
ATOD
Methadone clinic moratorium.
P Miller, C Sipes
Health and Provider Services

Extends the state imposed moratorium on methadone clinics until July 1, 2003. Eliminates the reporting requirements imposed on the division of mental health regarding methadone providers. *Heard in committee on January 24th, passed with amendment 11-0, and passed the Senate, 49-0, on Jan 30th.*

SB0286
TS
Curfew for minors.
James W. Merritt, Jr.
Judiciary

Adds additional exemptions to the juvenile curfew law. Extends the juvenile curfew to the hours of 5 a.m. to 2 p.m. on a day when school is regularly in session. Requires a juvenile court to order that a parent, guardian, or custodian participate with a child in rehabilitation related to a violation of the juvenile curfew law. Makes it a Class A misdemeanor for an adult to aid or cause a person to commit a delinquent act. Establishes a rebuttable presumption that a parent, guardian, or custodian has caused a delinquent act if the person fails to provide for an adult to accompany a child while the child is in a public place between 5 a.m. and 2 p.m. in violation of the juvenile curfew law. *Scheduled for a hearing in committee on Jan 31st.*

SB291
GAME
Electronic gaming devices.
Robert L. Meeks
Public Policy

Creates a license under the jurisdiction of the Indiana alcoholic beverage commission that permits a gambling on electronic gaming devices in establishments that hold permits issued by the commission. Imposes an annual establishment license fee of \$1,000 per electronic gaming device. Limits the number of gaming devices that an establishment may have. Creates a license for operators of electronic gaming devices. Requires operators to pay a \$5,000 annual fee. Provides that the fees are deposited in the electronic gaming fund administered by the alcoholic beverage commission. Specifies the distribution of money from the fund. Establishes penalties for violations.

SB363
ATOD
Tobacco retailers.
Beverly J. Gard
Commerce and Consumer Affairs

Current Bill Status

Requires a person who: (1) sells a tobacco product at retail; (2) sells a tobacco product from a vending machine; or (3) distributes a tobacco product to the public without charge; to register with the Indiana alcoholic beverage commission. Requires a person to register each location where the person wishes to sell or distribute tobacco products. Provides the alcoholic beverage commission with the same powers over tobacco products that the commission has over alcohol and alcoholic beverages. Establishes a \$25 annual tobacco products retailer's registration fee. Creates the youth antismoking education fund. Deposits fees from tobacco products retailer's registrations into the fund. Requires the state department of health to administer the fund. Removes obsolete language.

SB399

GAME

Local gaming referenda.

S Landske, E Rogers, R Antich, A Bowser, F Mrvan, S Smith

Rules and Legislative Procedures

Authorizes local referenda concerning the practice of conducting gambling games while a riverboat is docked and allowing the continuous ingress and egress of passengers for the purpose of gambling (known as "flexible scheduling"). Makes conforming amendments to apply to riverboats docked in cities and counties in which flexible scheduling is approved.

SB425

ATOD

Anhydrous ammonia.

Thomas K. Weatherwax

Corrections and Criminal and Civil

Specifies that a violation of the rules of the state chemist concerning agricultural ammonia is a Class C infraction. Makes it a Class C felony to commit: (1) criminal mischief related to, theft of, or criminal conversion of anhydrous ammonia or anhydrous ammonia equipment; or (2) possession of anhydrous ammonia with intent to manufacture methamphetamine. Makes possession of anhydrous ammonia or two or more chemical reagents or precursors with intent to manufacture methamphetamine a Class B felony if the substances are possessed on a school bus or within 1,000 feet of a school, family housing project, or public park. Exempts a person from civil liability that results from the unlawful possession, storage, damaging, or defacing of anhydrous ammonia or anhydrous ammonia equipment.

SB466

TS/ATOD

Implied Consent

W Alexa, T Wyss

Public Policy

Requires a law enforcement officer to offer a chemical test to a person who the officer has reason to believe operated a vehicle that was involved in a fatal accident or an accident involving serious bodily injury to determine if alcohol, a controlled substance, or a drug is present in the person's body. *Heard in committee on February 13th and passed out, 10-0.*

SB506

TS/ATOD

Court ordered drug and alcohol programs

T Wyss, W Alexa

Public Policy

Court ordered drug and alcohol programs. Increases the fees that may be charged for participation in court ordered alcohol and drug programs. Permits the board of directors of the judicial conference to adopt rules governing the certification, operations, and employee qualifications for court alcohol and drug services programs.

SB572

TS/ATOD

Responsible retail permittee programs

R Alting

Public Policy

Responsible retail permittee program. Provides that the Indiana alcoholic beverage commission shall establish an alcohol server training program. Specifies the subject areas to be covered by the employee training courses. Allows the commission to suspend or revoke an employee's permit or impose a fine for noncompliance with

Current Bill Status

the program. Allows the commission to suspend or revoke a retail permittee's permit or impose a fine for noncompliance with the program. Requires the Indiana alcoholic beverage commission to consider a retail permittee's certification in the program in the mitigation of administrative penalties or fines for an employee's illegal sale or service of an alcoholic beverage to an underage or intoxicated person.

SB576

Drunk driving

TS/ATOD

R Michael Young

Corrections and Criminal and Civil Procedures

Drunk driving. Establishes that a person who operates a motor vehicle while intoxicated with at least one child under the age of 18 in the vehicle commits a nonsuspendible Class D felony. Provides that a person whose license is suspended following a conviction of: (1) operating a motor vehicle while intoxicated with at least one child in the vehicle; (2) operating a motor vehicle while intoxicated with one previous conviction; and (3) operating a motor vehicle with an alcohol concentration greater than 0.15%; may not obtain a probationary license. Requires lifetime license suspension for persons convicted of operating a motor vehicle while intoxicated causing death and for a third or subsequent conviction of operating a motor vehicle while intoxicated. Reduces the availability of hardship licenses for persons with lifetime license suspensions. Increases mandatory jail time for various alcohol offenses. *This bill was heard in committee on February 14th.*